The ownership of this vessel is still a mystery. No person has yet made his appearance to lay claim to her, and she still lies at the Navy Yard in charge of the United States officers. Her cargo was to have been taken out yesterday, but in consequence of the unfavorable state of the weather it was deferred. In our description of the vessel yesterday we omitted to mention that a United States flag was found on board, together with a quantity of bunting, but no Portuguese flag. The Falmouth arrived here on the 7th of this month from Baltimore. She was sold immediate ly after by her owner, Capt. Warren, for \$3,500, cash dewn in gold, to unknown parties.

FOR EUROPE.
The Cunard steamship Africa, Captain Shannon sailed at noon yesterday for Liverpool, with 46 passengers and \$790,971,65 in specie.

THE MISSING SCHOONER. The Diamond State of Friday last says that noth ing has yet been heard from the missing schooner Daniel Currey, which left Milford, Del, on Tuesday, the 8th of January, bound to New-York. All hopes of her safety have been given up, and we are now compelled to believe that she has gone down, and her crew,

eve in number, all perished. THE NAVY YARD. A tug yesterday commenced taking grate-bars and other parts of the machinery for the United States propeller Niagara from this city to the Navy Yard in Brooklyn. She will carry over everything but the

boilers, and it is said that it will require about six

weeks time to accomplish the job. The work of de-

molishing and rebuilding the old steam frigate Mississippi is being prosecuted with vigor, and probably will not be permitted to slacken until completed. THE PACIFIC-IS SHE LOST ?- The Anglo-Saxon, published at Boston, gives a narrative with this title that affords a singular illustration of the impolicy of the too early abandonment of hope respecting vessels at see. The editor says the narrative is strictly true. It is sufficiently interesting in itself, whether it have

any bearing upon the case of the Pacific or not, to be reproduced. We somewhat abridge it:

"The town of Liverpool, in Nova Scotia, situated about sixty miles from Halifax, is a place of some magnitude for a colonial outport. The intercourse with Halifax, the Capital of the Province; was, at one time, chiefly kept up by a smart and dashing little craft, called the Liverpool Packet, commanded by Capt. Bass, which plied weekly between the two places through the Spring and Summer months, laying up during the severity of the Winter, when the communication with Halifax was, for the most part, limited to a weekly post by land.

any bearing upon the case of the Pacific or not, to be

to a weekly post by land.

"About the year 1815 or 1816, as the season for nav-"About the year 1815 or 1816, as the season for navigation was drawing to a close, a great number of passengers went to Halifax, as was the custom, to replenish the stores for the Winter, while many heads of families proceeded thither to make purchases of clothing, groceries, &c., for their private Winter stock; and as this was to be the last trip of the season, the little bark was crowded with some forty or fifty passengers, chiefly fathers and mothers of large families who were left at home.

"The voyage to Halifax was prosperous; the voyages made their purchases, and in due time the Liverpool Packet was ready to return. All the passengers embarked in good spirits and the bark salled cheerily down the harbor and proceeded for her destination.

ation.
"A few hours after her departure there sprung up "A few hours after her departure there sprung up one of those terrific North-westers, so well known on the coast of Nova Scotia, which, blowing with the utmost fury for several days, attended with intense frost, made it clear that no vessel could keep the coast; she must either put herself before the wind and run out to sea, or perish by wreck and the rigor of an atmosphere twenty or thirty degrees below zero. A change of weather so sudden, so severe, and so unexpected, gave rise to great fears for the safety of the little Packet, and the next post by land was anxiously waited for by friends and relatives at both towns.

rise to great fears for the safety of the little Packet, and the next post by land was anxiously waited for by friends and relatives at both towns.

"The post at length arrived, but brought no tididings of the Liverpool Packet; another post and another came in, and yet no news of the missing vessel. Search was then made along the shore for any wreck of her, but not a vestige could be discovered.

"Advices were in due time received from Bermuda, but nothing was heard of the little packet and her passengers. Accounts were also received from several of the West India Islands, but still without intelligence of the missing vessel.

of the West India Islands, but still without intens-gence of the missing vessel.

"Three months at length passed away, and the packet was given up for lost. Those who had friends on board went into mourning, and so connected were the different families with each other throughout the town, that the Sunday on which all who had friends put on black, saw nearly the entire population in the habiliments of wee.

"Four months passed away. All hope had fied; the vessel had, without doubt, foundered and gone to the

"Four months passed away. All hope had fied; the vessel had, without doubt, foundered and gone to the bottom with all on board; but when, or in what part of the vast ocean, was to remain veiled in the secrets of the deep until the sea should give up her dead.

"Sixteen weeks had now elapsed, when one fine morning in the Spring some sea-faring people down at the Fort descried a strange brig approaching the harbor. She attracted attention from the circumstance

the Fort descried a strange brig approaching the harbor. She attracted attention from the circumstance that, although a stranger, she was navigated by one who well knew the entrance of the harbor, for she came in without pilot or shortening sail. The quick eye and watchful habits of seaman could not lightly pass over such a circumstance, and the report of a strange vessel coming in soon spread through the little town, and many persons assembled. The best telescopes were put in requisition, but none could make ent who or what the stranger was. As she drew nearer to the anxious group, her deek was discovered to be crowded with male and female passengers. 'Ah!' exclaimed one who had a certain indefinable hope as that hope sank within him, 'an emigrant ship 'after all,' and a deep sigh came from his bosom, for he had a near and dear friend on board the little packet. 'An emigrant ship,' said another, 'how can 'any captain of an emigrant ship know so well his 'way into this harbor?' 'Besides, emigrant ships do 'not come to Liverpool.'

"A neare energed during which one with a cuick

any captain of an emigrant ship know so well his way into this harbor? Besides, emigrant ships do 'not come to Liverpool.

"A pause ensued, during which one with a quick eye was gazing through the best glass the town afforded. He was on one knee, resting his telescope, when he suddenly sprang on his feet and declared that Capt. Bass was among the passengers. 'Nonsense!' was the incredulous cry; 'Capt. Bass and the Liverpool Packet are at the bottom of the sea, and will there remain till the day of resurrection.' Not daunted by their incredulity, he said: 'Give me the trampet: 'I will speak the brig; in a few moments she will be 'near enough. What brig is that?' The response was given. 'Are you Capt. Bass?' 'Yes,' was the reply. A few words sufficed to reveal that the vessel had been blown off, and for many days went before the wind with great rapidity. As the gale abated, Capt. Bass found he could better reach the West Indies than he could get back with so small and so crowded a vessel. Using their provisions economically, and slaking their thirst with the cider and the barrels of apples that were on board, they reached Barbados. There the captain sold his sloop, bought the brig and came back safe with all his passengers.

"The joyful news flew through the town, and ere the vessel could be brought to the wharf the entire population of the place had assembled to meet and embrace their friends. It would be in vain to describe such a scene—all were in mourning—yet all with a smile of joy beaming in their countenances. As the long-tost friends and relatives leaped on shore, fathers, mothers and brothers were locked in each other's arms, and then the smiles became tears of joy.

"The tears had scarcely ceased, when with one sudden impulse the whole assemblage sank on their knees, and in a burst of pious fervor poured out thanks to that great and meroful Being who had so singularly preserved them, and who holds us in the hollow of his hand."

FIRES.

FIRE IN HENRY STREET IN A PUBLIC SCHOOL. The alarm of fire in the VIth District on Wednesday about 121 o'clock, was occasioned by the burning of some rubbish in the public school in Heary street, betreen Pike and Rutgers streets, in the Seventh Ward. Smoke was discovered issuing from the basement when

the alarm was given. The teachers in the various departments maintained great calmness and presence of mind, and dismissed the scholars under their charge in good order. All the children got out safely and without sustaining the slightest injury. The fire was extinguished with a few pails of water, no damage of consequence being done to the premises. The children at first were somewhat frightened, but their fears were calmed by the teachers of the school.

THE PEACH PROSPECT .- From all that we can learn, we are pleased to be able to say that the prospeet of a crop of peaches in New-Jersey and parts adjacest, the coming season, is very fair. The trees, we me told, are not killed by the hard Winter.

CITY ITEMS.

The well-remembered Hurcuinson Pamily an nonnee a concert at the Broadway Tabernacle this evening.

The Board of Aldermen, after a long sitting last evening, finished the business of the March session. A resolution was adopted to procure the opinion of the Counsel to the Corporation as to whether it is compulsory on the part of the Common Council to mak application ennually to the Legislature to pass a Tax bill; and if the County of New-York does not possess the necessary authority, given it by charter and otherwise, to authorize to be raised the sum required yearly. The Committee on Streets reported in favor of a concurrence with the Councilmen in extending Chambers street to James slip. The document was ordered to be printed. The Board concurred with the Councilmen disapproving of the Mayor's contract to clean Broadway as being illegal, and directing the Controller not to pay the bills.

NEW TRADE SALES .- The first Trade Sale of "The "Publishers' Association" opens to-day at the Sales-rooms of Messrs. Leavitt, Delisser & Co., Nos. 377 and 379 Broadway. Their catalogue is said to be the largest ever printed before in this country. One hundred and sixty one houses have contributed to this sale and it is expected that the attendance of buyers will be correspondingly large. The first names on the cutslogue are those of Messrs. D. Appleton & Co.: Edward Dunigan & Brother; D. & J. Sadlier; Jno. W. Leonard & Co., of this city; and L. P. Crown & Co. and Burnham Brothers, of Boston.

ELECTION OF ASSISTANT ENGINEERS.—An election for ten Assistant Engineers of the Fire Department will be held this (Thursday) evening. The following candidates are in the field: Henry H. Howard, Elisha Kingsland, Noah L. Farnham, Peter N. Cornwell, John Baulch, John A. Cregier, Charles Miller, Julian Botts, John Decker, Timothy L. West, Edward W. Jacobs, Isaac G. Siexas, James F. Wenman, G. J. Ruch, John Brice, James Masterton, Thomas Leavy, Charles L. Kent.

The Rev. Mr. Van Meter left New-York for the

West yesterday afternoon with a little colony from the Children's Aid Society, the Mission, and the Newsboys' Lodging-House. A finer party of young people never set out in company to a distant land to find happy fortunes. Of those, some had parents who were unable to support their children, and were glad to secure good homes for them through the Children's Aid Society. Among those who went away were boys who had been homeless and friendless till they found their way to the office of the Society. One of them on being questioned about his religious antecedents had replied that he had no knowledge of God, that he could not tell to what church he belonged, as he had not been in church for a time within his memory. There were children among the party who were glad to escape from the poverty and sorrow of homes made wretched by intemperance, to seek in the Western Paradise the pleasant homes which will be provided for them. Every face was animated. A general happiness was diffused over the countenances of all, asled by Mr. C. C. Tracy of the Newsboys' Lodging-House—they sang in the car the beautiful hymn, "Happy Land." Mr. Van Meter spoke very encouragingly to the children, and they heard him with a quiet expression of gratitude and affection while he gave them some advice in relation to their journey and future behavior. They numbered fifty-one, and varied in age from eighteen to eight years. As the cars moved away the children, crowded as they were together, waved their farewells, cheering for the Children's Aid Society, the Newsboys' Lodging-House, and the land of the West whither they were bound, with happy hearts and bright hopes which we trust will be fully realized.

THE BODY OF ROBERT SCHUYLER .- The Express snys-We have good reasons for knowing that the body r this man, whose name alive was once so potent in Wall street came here in the steamer Arago from Havre wrapped up like a package of goods. The body was here uncalled for in a warehouse from Saturday to Monday, and on that day was taken by his relatives for interment.

OGDEN VS. ASTOR .- The long-pending suit, under which some \$250,000 were claimed by Sam. G. Ogden of Wm. B. Astor, on an unsettled account of partnership transactions between the plaintiff and the late John Jacob Astor, has been terminated, we learn, by the payment of \$125,000 to Mr. Ogden. Mr. O. is the father of Mrs. Anna Cora Ritchie.

LEVEE OF THE SCHOOL OF DESIGN,-The pupils of the School of Design gave the managers a levee on Tuesday night at the house of Mr. A. Thorpe in Eighteenth street. Mrs. Kirkland, Peter Cooper and others who have taken an interest in the school were present, as well as several artists. Some sketches and engravings by the pupils of the school elicited much admiration. Seventy or eighty persons were present, and the time was passed very pleasantly. During the evening Dr. Bellows made a short speech, and Mr. H. W. Herrick, the principal teacher of the school, made a few remarks. The reunion was the first of the kind. May it not be the last.

SERIOUS STREET ROW-ARREST OF THE BULLY, A Pugilist .- Late on Tuesday night, a row occurred in front of and at Patrick Flynn's Sailors' Boarding-House, No. 313 Water street, in which he and his bar keeper, James O'Hara, did a wholesale business in thrashing their boarders and customers. Flynn, at the time, was highly charged with bad rum, and a quarrel having been started in the bar-room, he pitched into the crowd, and by the help of his bar keeper, hustled them all into the street. Here he continued the fight, knocking down and seriously injuring a half dozen of the soakers, and hurling bottles, &c., at them, threatening also to take their lives. While the fight was still raging. Officer Flanley, and others of the Fourth Ward Police, came up and, after a desperate resistance on the part of Flynn, he was arrested and taken before Justice Welsh, who held him to bail to answer. He is a pugilist of some note, and a year or more ago made a match with another of the same stamp to fight at Boston Four Corners, but the encounter was prevented by the prompt action of the authorities.

THE RECEST ROBBERY OF GOLD .- Officer Riley of the Twentieth Ward Police succeeded yesterday in recovering \$700 of the \$1,000 in gold coin which was stolen a short time since from the room of Wm. Conroy, a hardworking mechanic, in the tenement house 202 West Thirty-first street. At the time of the robbery three of the female inmates of the house were arrested, and last week they were tried and convicted in the General Sessions. From information received from Catharine Farrell, one of the convicts, the officer learned that \$700 of the money was concealed in the house of a woman, named Kelly, in Brooklyn. He visited this woman yesterday, and found the money sewed up in her clothes. She was arrested, and committed to await examination.

BURNED TO DEATH.—Coroner Hills held an inquest vesterday at the Now-York Hespital upon the body of Sarah Smith, a colored woman, who died from burns received on Monday night at her room No. 18 Leonard street. The deceased led a very dissipated life, and while intoxicated fell against the stove. Her paramenr, on solug to her assistance, found her enveloped in flames. She immediately charged him with having pushed her against the stove, but the following day withdrew the charge, and confessed that she had fallen against it. The Jury rendered a verified of accidental death. Deceased was a untive of this city, 35 years of age.

FATAL FALL FROM A ROOF.—An inquest was held vesterdry at Bellevue Hospital, upon the body of George Catt, a boy who was fatally injured yesterday morning by falling from the roof of Streenson's Omnibus Manufactory, Twenty-Saventh attreet, while he was engaged in flying a kite. Verdick, "accidental death."

RUNNING FIRE APPARATUS ON THE SIDEWALK .-RUNNING FIRE AFFARATUS ON THE SIDEWALK.—
Eleventh Ward Police report Engine Company No. 44 and
Hose Company No. 34 and 47 running their apparatus on the
sidewalks on Tuesday night, endangering the lives of pedestrians, and injuring atoops, awning posts, &c. Rt is hopedhat the Pire Commissioners will inquire into the matter.

CHARGE OF FALSE PRETENCES.-A young man cancel John Price was pesterfay arreated by Sergoust Journ of the Jower Police Court, charged with obtaining several fi-ments cay from the members at Engine Companies Nos. Da-21, by fained a recurrent to that he wanted them to attend to fureral of a recurred fireman with. The property was found rawn-shap, where the presents had pledged theme for \$1 est. He was locked up by Justice Weish.

[Affertisement.] Pen. Houser Mann: "I look upon Phrenology as the guide

to Philosophy and the handmaid of Christianity. Whoever dis-seminates true Phrenology is a public benefactor." PROFESSIONAL EXAMINATIONS, with Charts and writtendescriptions of character, given when desired, at the Pharmological Cammer, No. 308 Broadway. (Advertisement.

LAMPLIGHTER DAYS RETURNED,-Since the extraordinary sele or the Lamplighter, no book has taken such strong hold of the public mind, or met with so rapid a sale as EMEST LERWOOD, the last contribution to the world of literature of its accomplished and gifted authoress, Mrs. Caroline Lee Hentz. Twenty thousand copies have been published in four weeks by Messry JEWETT & Co., and the demand continues without abstement. [Boston Atlas.

[Advertisement.]
THE STORM! THE STORM!—Great as it was yesterday, could not abare the arder of the crowd to see the magnificent spectacle of "Aladia"; Or, The Wonderful Lamp." at Barnum's Museum. Its splender and beauty far exceeds anything ever produced before. It is orientally gorzeous in all its appointments. Go and see it to might. This AFFERNOON two lively pieces are played there.

[Advertissment.]

Two dozen Knives can be cleaned in five minutes by KRTCHUM'S KNIFE CLEANER with less labor and more thoroughly than two or three single knives in the ordinary way. The knives are neither scratched nor worn by this include of cleaning them; they are polished equal to new knives. All stains and marks of every kind are removed by the assistance of brick-dust, emery, or cleaning powder of any kind. For sale wholesale and rotal by TAYLOR & Hongertrs, Manufacturers of Planished Tin Ware, Water Coolers and Self-Sealing Cans for preserving all kinds of fruits and vegetables, 80 Beckman-st.

at in many cases of seated Consumption, a cure has been ef-ted solely by the use of the WILD CHERRY preparation of WISTAR. Its healing effects are certainly wonderful.

CONSUMPTION .- I desire to treat all Consump-CONSUMPTION.—I Gesire to frost all Consump-tives, but particularly those who have tried all other Physicians without relief. Experience has shown me that I can cure Consumption as readily as any other disease, and that mu-LUNG and COCCH SIGUE is a positive Gure for Consumption in all its varied forms.

Mas. M. J. Masty, Psychical Physician and Therapeutic, 63 West Mits et., N.Y. Office hours 10 a. m. to 4 p. m., Wednesdays excepted.

DISEASES OF THE LUNGS.—HUSTERS SHOULD CAL SECRETALIST is devoted to the popular discussion of the nature, causes, prevention and core of all forms of pulmonary disease, and is published on the let of every month. Specimes tombers sent on application to the Editor.

No. 828 Broadway, New-York.

Bells.-Meneely's celebrated Church, Factory, Steamboat, Locomotive, School, Plantation and other Bells constantly on hand and for sale by Fairbanks & Co., at their Scale Warcroom, No. 169 Broadway.

BROOKLYN ITEMS.

The Concert for the Benefit of the "Old Ladies" Home" to be given at the Plymouth Church, in Brocklyn, this evening, has been anticipated by the public with the most material manifestations of approval. Up to noon of Tuesday two thousand tickets had been sold, and many friends of the excellent object to which the proceeds of the entertainment are to be devoted, called for a full price rehearsal on Wednesday afternoon. An orchestra of forty performers from the Philharmonic Society of New-York will present a grand overture under the direction of W. Perkins, a young native violinist of firstrate cultivation; and Mr. J. M. Hager will lead a chorus of eighty, among whom are some of the first of our private celebrities. This is a genuine charity, and we bespeak for it a large success.

INSTRUCTIVE VERDICE, -A cause was tried on Tuesday in the City Court, Brooklyn, before Judge Culver and a Jury, against Thomas Toynbee, for selling liquor on Sunday. Mr. Winslow conducted the case for the City and S. D. Morris (County Judge) for the liquor seller. The defense raised every objection-legal, technical and constitutional-but the Jury, under the charge of the City Judge, after a short absence, re-turned a verdict against the defendant for \$800. It is believed a few such verdicts would suppress the Sunday traffic in that city.

THE SUNDAY ORDINANCE AGAINST THE SALE OF Liquon—An action against John Laug-tad, a hotel keeper, brought by the city was tried in the City Court yesterday—leins for the recovery of penalties for violations of the Sanday ordinances prior to Oct. 1, 1855. The defendant admitted intractions of the ordinance five different Sundays, and a Jury being impanished, pro-forms, averdict was rendered against him for \$450. Ryan was arraigned on a similar complaint, and admitted violations of the ordinance on two occurions. A ver-

admitted violations of the ordinance on two sociality for \$100 was rendered against birs.

in Jersey City and ann stages, omnibuses or wagens for the transportation of presigers or freight. The affairs shall be making about of five directors, and the charter is for 30 years.

ROBBERT AND ARRESTS.—The residence of LUCKEY, No. 144 Grove street, Jersey Citz, was outered at sheat 2 o'clock on Wednesday morning by thieves, and clothing to the amount of \$26 stolen. Capt. Tanner and Offices Tole and Barm of the night watch saw them leaves the premises, and gave class and arreased them. They proved to be John Perry, class John Williams, and Michael Clerk, alks John Lynch Mr. John Z. Zaitze of No. 119 Morgan street, identified Perry as one of the parries who emissed his house on the night of Fab-rury 23, when his house was robbed of jewelry and clothing to the amount of \$130. They were committed to answer both charges.

LAW INTELLIGENCE.

INTERESTING SUIT FOR DIVORCE. THE CASE OF RICHARD COX AGAINST ELLEN

CATHERINE COX.
SUPERIOR COURT—Refere Judge OAKLEY.
The trial of this cause was resumed yesterday morn-

ing at 114 o'clock.

Mr. Schaffer offered in evidence a judgment of rec-

Mr. Schaffer offered in evidence a judgment of record from the Court of General Sessions in the trial of Catharine Foote, held October 24, 1822, incorporating the testimony of defendant herself, showing that she was a witness at that time living in a home of III farms.

The Court said that the evidence was not admissible.

Mr. Schaffer then read the subjoined deposition of Mrs. Abigal R. Maxwell, taken debene sass.

EVIDENCE AS TO MRS. COX'S SIDE-LOOKS, ETC.

Mr. Schaffer offered in evidence the deposition of Mrs. Maxwell, taken last hight before Judge Woodraff, by whom it was certified. Her testimony was as follows:

By the Plaintiff connect—What is your age and residence I.

A. I reside at No. 35 in West Thirty second street, in the City of New York; my age is 46 years.

Q. Bo you know the parties to this action? A. I do.

Q. How your have you known them? A. I have known the plaintiff in 1851.

Q. Are you a communicant in Zion Church? A. I am.

Q. Have you at any time since the year 1859 seen the defendant in the street? A. About a year ago; in May, 1853, think I saw her, or a retract whom I took to be her, in the car, (a Fulton street railroad car, in Brooklyn; and about a month afterward I saw her, in a stage in Brooklyn; and about a month afterward I saw her in a stage in Brooklyn; and about a month afterward I saw her in a stage in Brooklyn; and about a month afterward I saw her in a stage in Brooklyn; and about a month afterward I saw her in a stage in Brooklyn; and about a month afterward I saw her in a stage in Brooklyn; and about a month afterward I saw her in a stage in Brooklyn; and about a month afterward I saw her in a stage in Brooklyn; and about a month afterward I saw her in a stage in Brooklyn; and about a month afterward I saw her in a stage in Brooklyn; and about a month afterward I saw her, how one of the same the city of New York, heer Union etc.

near Union jeth.

Q. For how long a time did you see her in the car? A. I got into the car at the Faiton Forry, and she did slap; I rode as far as Bergen street and then left the car, and she still remained therein, i believe; it is possible she got out before I did; I can't be certain; to ride that distance took about twenty minutes.

Q. How was she dressed on that occasion? A. In a widow's double mouring vail, a very thick vail; her dress was all black, though I cantot tell of what material it was; i call it deep mouring.

O. Did you notice any peculiar act on that occasion, which our recognized as peculiar to the defendant? A. Yes; her manner in looking up at the coductor sidewise, which I then noticed, and which was peculiar to herself; I had observed that manner, before that occasion, in the defendant; she had ap sculiar manner in looking up in the face of men who passed the plate around

urch.
Did you observe how the defendant was dressed when you her in Broadway? A. She had on a brown lines hat, and wil, of a small paim-leaf pattern, which she had were at

saw her in Broadway! A. She had on a brown lines hat, and a shawl, of a small palm-leaf pattern, which she had worn at church.

Taken, subscribed, and duly affirmed, this 19th day of March. A. D. 1856, before me, the said affirmant declaring that she had conscientious and relizious scrupics against taking an oath.

Daniel R. M. B. WOODRUFF, Justice Superior Court.

Daniel R. M. Woodruff, and the said of the same and pattern of plaintiff recollect of plaintiff being sick in 1855, the sarly part of the year; it was about the Spring of that year, he was then living in Thirtish street, about 70° feet east of Fifth avenue, in the family of Mr. Steele; on the day ofter he was taken sick I visited the house and was denied the privilege of accing kim by Mrs. Cox; she sent a gontleaush down to me who said he was the family physician; I have since become sequainted with Doctor Stuart, who was the family physician then, and am estisfied that it was not him when I saw; I was rather surprised that Mrs. Cox should treat me in the manner she did on that occasion, as previously she was very pleasant and agreeable; she second determined on that occasion that I should not see him, although it was reported that he was very sick. I first saw the servent girl, and then saw Mrs. Cox; I heard her say to the man that Mr. Cox was in anch a state of health that he could not be servent girl, and then saw Mrs. Cox; I heard her say to the man that Mr. Cox was in anch a state of health that he could not be sorn; this man came from the front part of the house, I think, from the sound of the Kontey; he was a tell, sim man, with hostly whicher and a light complexion; have nover seen him since; Dr. Cox did not occupy the whole of the house, I don't think I called on him after this time; the man who stoke to me represented that he was the femily

James Stuart, sworth-I reside at No. 92 Twenty-cighth street; am a physician and surgeou; I stituded Mr. Cox at Mrs. Steele's, have been his physician for three or four years; I saw the last witness; have never seen Mr. McCormick at the house of Mrs. Steele; plannin was in the middle room of the second floor, lying sick.

Cress-easymined—Dr. Cox was very sick—caused by excitement—so much so that I ordered them not to allow any person to see him.

see him. George W. Dilts, sworn—I am Captain of the Fifteenth Ward

kept by Fliza Frant, have heard that No. 66 Weaster street was an arsignation house three years age; I do not know defend surf's face [Defendant stood up]. Can't say I ever saw the lady before. The planter bere served his case. Mr. Oerand proceeded to state the case for the defendant. Be said:

There is the property of the p

ber pastor, the Van Wyck family, and even her own servar's When the came to this city in 1865, clay went to live with Mrs. Tajfor in Eighth struct, near First avening. At last she took the house and commenced to take honders there. Then commenced a rerise of annoyances having but few parallels in meanners and renseness. After all their watching they discovered nothing. They watched her, and the heat of the love is she know it. One of the next testified that he got a threshing, and I wish to four every bone in his body had been broken. And this revered plaintiff asks you to believe the stores of these kired scoundrels who say that in broad daylight this woman was soing around to all the houses of protinuition in the city, and that too when she is at an age when instals lost, or if not, she had a lasty husband at her beck any time she wanted him. I shall show the character of the witness Acces, who this meraling shaved himself to prevent ideas iffication; I shall show has been indicated by the present Grandification; I shall show has been indicated by the present Grandification; I shall show has been indicated by the present Grandification; witnesses. But, gentlemen, adultery, like a contract, must have two parties, and so this phaintiff goes to work to show who the man was. And he takes, as the man five feet ten, Michael J. Gilhooly, one of our most respectable men—a merchant engaged in the iron trade, who has a with fifteen years the rutior fet this ledy. Mr. Gilhooly had been long acquainted with Mr. Van Wyck, and defendant called upon him to put an iron railing around the grave of her hashand in Trainty Cenastery. They went to the grave longthur, and took an old servant with them; and in his infamy this planniff sharges that this woman committed adultery with Gilhooly on the grave of her husband. And then he charges, also, that she committed adultery in all conceiveable risces and with men "unknown," and taknown. I believ, to the God who made them. But she puts her reversed husband—his pegirred witnesses and gilted the following.

Evidence Sile wants you to analyze the evidence stop by step, and then decide as to her guilt or finoceance.

The counsel then called in the witnesses and elloted the following.

Evidence Sile wants you to stall the fine she you work after her marriage with kim; I held a note against Mrs. Van Wyck; she called on me to settle it with me; this was after her marriage with Kim; I held a note against Mrs. Van Wyck; she called on me to settle it with me; this was after her marriage with Cox; from statements she made; I put a railing ground her husband's grave, to be paid for fin the result from her butses in Brocolivu; she had four houses there; Mrs. Van Wyck; she called on me to settle it with me; this was after her marriage with Cox; from statements she made; I put a railing around her husband's grave, to be paid for fin the result from her butses in Brocolivu; she had four houses there; Mrs. Van Wyck; she called on me to settle it with me; this was after her marriage with the west as hake of the hand; she has frequently at my store; the she would be she frequently at my store; the she was after the men of St. Marria-pla

arriage.

Q. At any time subsequent to the marriage did defendant come to your house to seek protection. (Question excluded.)

Witness—She came to my house; Dr. Cox was not with her.

Q. Do you know whether the wedding of defendant was posi-Q. Do you know whether the wealthin of defendant was posiponed? (Factuded.)

Cross-camined—Cannot say how long after marriage I saw
defendant at Dr. Hawks Courch, nor how many times, not
when I has saw her; it must have been four or five years ago
that I first recollect of defendant partaking of communion; it
was after her husband's decease; fir. Yan Wyck had a pow
there in the Church; I think all the time until he died, after I
came there; I attended to the futeral expenses of Mr. Yan
Wyck; the expenses were paid in small amounts, some before
and some after her marriage with Dr. Cox.

Thomas Hall sworn.—I have been an organ-builder at No. 25
and 28 Wooster street, for 19 or 17 years past; I went there in
\$43; four or five years after the numbers were changed to 36 and
\$35; they were previously 14 and 26; the promises have not becaused as a house of 31 fame since I went in them.

Creas-camined.—No. 99 Wooster is next door to me; I do
not know that there is on that home the number 39, partially
obliterated; I am not acquainted with the character of the
heave; I do not know whether it has been a house of ill-fame
within three or four years or not.

Mary Gallagher sworn.—I reside in Wooster street, No. 117;

Mary Gallagher sworn.—I reside in Wooster street, No. 117;

house; I do not know whether it has been a house of in-tame within three or four years or not.

Mary Gallagher sworn.—I reside in Wooster street, No. 117; have been there shoes May, 1853; know of no persons of my same living in the vicinity; had been absent ten years from New York previous to May, 1853. (Defendant atood up before sitness.) Defendant was never in my house; I never saw her but once before, and then sho was with her lawyer.

Cross-exemined.—I keep in the house fooms furnished for contlenen.

Q. Is it an assignation-house? A. I do not know as it is.
Q. Do ladies come there with gentlemen? A. Ladies and

Q. Do ladies come there with gentlemen? A. Ladies and gentlemen both call.
Q. Do they go up stairs to the rooms? A. I don't know as I am obliged to enswer that question; gentlemen and lady friends call or me, but do not go up stairs.
Q. Do you rent the rooms? A. I do.
G. Ry the week? A. By the weak manth, day, on hours.
Q. Where had you been nor ten years previously? A. I do not think it is necessary for me to answer; I have not been in the State Frison (laughter); I have been to California, Pulladelphia, New Orleans and other places.
Q. What have been your capitor means? A. I do not obliged to answer the question.

Q. What have been your employments! A. I am not obliged to answer the question.
Q. Have you ever seen ladies come into your house and go up stairs with gentlemen! A. If I have, I know who goes up, and I know I have never seen this lady there.
Q. Whe resulty went to the door! A. Myself; during three menths in that year I had no servent; neometine to servant would go to the door; there was a Mathodist clergyman bounding with me when I commenced keeping the house (laughter). Herriet Cushing, sworm—I live at at No. 66 Wooster-st.; have lived there five years. [Defendant shoot up so that witness could see her.] Defendant was never in my house except over a meeth aro, with a lawyer.

Cross-examined—I have no girls boarding with me; I have reoms for gentleman there; I have two servants in the house; when the bell rang sometimes I want, and sometimes the servant; have seen sentlemes and laddes go up to the rooms; do not know their names; nover asked them; do not take very particular rocke of them; I see them enough to know them when I see them easin.

particular notice of them; a see when I see them assin.

Mr. Stoughton-I saw you talking with Mrs. Cor yesterday.

Coart, and fainted during the pathetic algoring up of her advectors.

Capt. Crabtere communida a conting vessel, and fit at praced on a foundamental and a set of the alleged promise the lady was 17 and the gentleman 22 years of age. It was proven that it the Systing of 48th be was in the hallow for the lady was 17 and the gentleman 22 years of age. It was proven mother's bonne way often, where he became quite intimate with her, and contained so up to the time of his setting att on a very resent when the captain asked Mrs. Willis if he might became a mitter for the daughter's hand; that the captain afterward took him that there abould be a double marriage come Fall, vizit of him self with Miss Rachel, and of Mr. Hang with an elder rieter; and that he saw a locket about the captain's person containing his Rachel's daguerrectype, which he continued to work and he went South.

The captain's subsequent state of mind was above by a series

LETTERS—FIRST STATE.

My DEAR RACHEL: I take the first opportunity after my a rival at this place to write to her who is the object of all or; a reason passed on the state of the state of

from the heart."

New-Orlkans, June 6, 1951.

My Dear Friend: I am happy to inform you of my seek healts and readiness to leave this piece. I suppose I roust region myself to the destiny of a hot dimnst throughout the Summer, but I wish I could return to New-York, that I might meet one more dear to me than all others on earth.

Most truly yours. (Signed) ELEAZER.

SECOND STATE. DEAR FRIEND: I was very much disappointed in receiving letter from your father instead of you was also very much stieved to learn you were so unwell, but I trust when the reaches you, you will be fully recovered.

Your sixcers and affectionate friend,

(Signed)

ELEAZRE.

Begins "Dear friend," and ends, "I am not in very see the tond spirits."

(Signed)

ELEAZRE.

Hegins "Dear friend," and ende, "I am not in very seed hee th and spirits."

LAST STATE.

PERSACOLA, Oct. 15, '51.

Miss Rachel.—Dear Madam: After having written two or three times since receiving any maswer, I have come to the conclusion you have forgotten your humble friend, or you do sat think that my letters are worth answering. Should either be the case I cannot himme you, knowing your good qualities and disposition as well as I do. Wall, you have known but little of me; sithough I have spent some fine in your company, and that very happily, yet I carnot urge a suit that I think is not applicable to your tutner happiness. I am well aware that your good standing in society will command a much more suitable companion than I should make you.

Perhaps you will say why did I not think of this before this. I will answer I have often thought of it, but while in your presence I could not yield to them, but since being away from you, and not receiving only one letter from you in the time. I have whighed the facts more seriously, and believe me, it is for your happiness that I make this declaration; but shirely me, was more independently situated, with a suitable disposition, could not choose a more suitable or worthy friend is my ocquaintaic, but as it, i think I shall remain as I am, an old block, at least very near. I shall not be likely to come sorth which whiter. I'll now and this scrawl with my meet success weekes that you may always enjoy a perfect enabline, and should theappointment fail to you lot, which is more closs in

well-wisher, (Signed) ELEAZHR.

TO THE PATHER.

JOSEPH WILLIS, ESQ.—Sir: I very unexpectedly received year reprinand to-day. You ask me what I mean by saying that my heart was wholly your daughter's but is now changed. I can apply no other meaning than the plain English of the world inform you. As for the promises you speak of, I never made any either before God or man; yet my intentions were most smeere. But after being separated from your daughter, taking the most serious consideration. I know that I could not lead your daughter a happy life with so much difference in our eigenmatances and disposition. This and other explanation is all I shall effer; and now I'll say to you, if you value your daughter in your letter. Furthermore, if this separation has any tendency to mar your daughter's latture happiness, I know nothing of true affection, for I have no love to any one unless 'the warmly returned; but still, if you think this affair has not already graved me most sorely, you are much mistaken. I'll now close this event with my most sincers hopes that if you are success that my most streety, you are much mistaken. I'll now close this

consideration.

First: There must be a mutual promise; not necessarily is word, but fairly inferrable from sots and circumstances. But parties must noderstand that they were mutually engaged to be married. This promise may be made by a minor.

Second: This promise must have been broken.

This de in considering the proper measure of damages at the circumstances are to be taken into account, and not to look at the thing in a petty spirit.

The Court likewise invalued in some positical quotations approper of this sense, and made some allusions to the Captain.

approper of this comes, and made some sliusions to the Captain's approach anatory experiences which is in none-sary to repeat verdict \$2,500 damages for plaintiff, \$50 allowance grain-i

by the Court.

It is understood that when the worthy Captain arrives in port
a motion will be made to set the verdict uside. It is claimed
that a perfect defense exists.

EXAMINATION OF P. T. BARNUM.

At the sait of Cushing, Dennis, &c., continued.

Q. What is the nature of your claim against Dr.
Spoiding? A. I sold him a giraffe worth \$5 000 or \$5,000. It
was drawner through his carclesaness. He has not paid for it.

Q. Where is Spaiding? A. He lives in Albany; has several
traveling exhibitions through the canntry, and is responsible.

Q. You stated, in your examination yesterday, that you was
the poorest kind of business man. Do you mean to covey the
impression that you are non compose mentis? A. I mean to say
that I do not understand the details of accounts and a credit

impression that you are non compose ments? A. I mean to early that I do not understand the details of accounts and a credit business; my business has always been a cash business. "By the large you so in." I rever knew the meaning of the expression one with he availed until within a year.

"bills raysheld" until within a year.

Q. Have you yourself, or through other parties, bought up any of the Jetome notes for less than the amount represented on their face! A. No Sir, not a dollar? worth; they have been offered to me for 2c cents, and 1 have beard of their betting of 2c cents and 1 have beard of 2c cents and 1 have beard of 2c cents and 1 have beard of 2c cents and 1 have

Adjourned to Thersaley at 1t4 o'clock.

Frederick Berley agt, Isaac Newton.

Action against a common carrier, owner of the stemboat Headrick Hodson, plying between Albany and New-York, and carrying both suscengers and freight. In this capacity he received certain trunks, containing merchandise valued at \$2,000, and damaged on its way to New York.

The questions at isaue were whether the trunks were delivered and received as baggage or freight. If the formor, defendant was not liable, because they did not contain personal baggage, such as they were bound to carry.

The came has been tried before, when a verdict was found for the plaintiff; which was, however, set saide and a new trial ordered on appeal to the General Term. Vergict for the defendant.

John Fitch agt. John A. Gardiner. Motion to change John Fitch agt. John A. Gardiner. Motion to change place of trial from New-York to Rensealer County granted. Edward Buch agt. Jacob Ryback, &c. Motion of extra allowance of costs referred to Edgar Logae, Eag., as referred to inquire into the case and report his opinion thereon. Geo. Vail, &c., agt. William H. Racy. Motion to postpose trial until May denied.

Henry M. Conklin, &c., agt. Patrick P. Ryan, &c. Motion to put cause on Friday calendar denied.

Eowin P. Christy agt. James Murphy, &c. Defendant to be fined \$50 for breach of injunction. The use of the words "Christy's Minstrels," in very large letters, and the qualifying words in very small letters, is an erasion of the injunction.

words "Christy's Minstrels," in very large letters, and the qualifying words in very small letters, is an evasion of the injunction. CONTEMPT IN THE MARINE COURT — COUNSEL DMCONTEMPT IN THE MARINE COURT — COUNSEL DMCONTEMPT IN THE MARINE COURTS.

The habeas corpus issued in the case of Geo. W. Parrors, returnable before Judge Clerke, was brought to a hearing.—Mr. Brady and Mr. Fulletton appearing for Mr. Parsons, and the Assistant District Attorney for the people. Judge Clerke, after argument, was of the opinion that the proceedings of Judge Thompson of the Marine Court was clearly irregular, and ordered Mr. Parsons to be forthwith discharged.

The grounds upon which this opinion was arrived at wore, substantially, that where a contempt is committed in the immediate presence of the Court, the punishment must be immediate and summary. (Rev. Stats, 4th ed., p. 667, 2 10), unless then required, as in this case, to appear at some future day to show cause—in which case interrogatories should be administered, and order to give the party charged an opportunity for defense. In this case no interrogatories were administered, and the record of conviction cid not even show that Mr. Parsons opportunity essential in a conviction of this character.

It is due to Mr. Parsons to state that he alleges that, had the proceedings been regular, and he allowed to have the trial, which he cleimed, on the interrogatories, he would have been able to establish his innocence of the charge in question.

COURT OF GENERAL SESSIONS—March 19—Refore the RECORDER.

Jeremiah O'Connor was tried for the manslanguster of Thomas McGrath on the 15th ult., when, it appears, a fight to I place in Donovan's lane, Pearl street, in which the prisoner, who was drunk inched down the deceased. The letter get up and went into a house, where he died while sitting its a chair. The Jury brought in a verdict of "Not guilty," and the prisoner was discharged.

James Laurie was tried and convicted of burglary, in the third degree, upon the store of Issac Simonson, in Thirty-fifth street, near Siath-avenue, from which he stole some carpentor's testa. Sentence, State Prison five years.

Alex. Meyer was tried and convicted of burglary upon the butcher shop of Lawrence Wishern, in Houston street, from which he stole some meats. Sentence, State Prison three years.

Amas Reynolds Jeneded guilty to passing connected 55 bills on the Ocean Bank, and was remanded for sentence.

COURT CALENDAR....THIS DAY.

SCPREME COURT—CIRCUIT.—Nos. 213, 252, 214, 356, 104, 346, 361, 364, 79, 357, 382, 389, 376, 371, 372, 888, 213, TRENS—Nos 111, 17, 18, 55, 66, 105, 169, 165, 283, 156, 86, 68, 11, 137, 157, 158, 175, 165, 222, 189, 191, 191, 191, 1914, 1916, 167, 1687, 1686, 1683, 1684, 1685, 1698, 1911, 1914, 1916, 1946, 1986, 1867, 1868, 1918, 1914, 1916, 1946, 1986, 1866, 1869, 1867, 1868, 1919, 1914, 1916, 1946, 1868, 1866, 1869, 1867, 1868, 1909, 2004, 2018,